



05-21-09

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Giordano

Serial No. 10/574,407

Attorney Docket No.: 03-40171-US

Filing Date: August 28, 2006

Art Unit: 1635

**GENE MODULATION BY RB2/p130
EXPRESSION**

**PETITION FOR ONE MONTH EXTENSION
OF TIME AND FEE TRANSMITTAL**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby petitions the Commissioner pursuant to 37 C.F.R. § 1.136(a) to extend the time for response to the Office Action dated March 25, 2009, having a one-month shortened statutory period for response expiring April 25, 2009, by one month to and including May 25, 2009.

The fee in the amount of \$65.00 is included in the credit card payment enclosed herewith.

The Commissioner is hereby authorized to charge any additional fees due, or credit any overpayment to Deposit Account No. 18-0586.

Respectfully submitted,

Matthew P. Frederick
Registration No. 60,469
William J. McNichol, Jr.
Registration No. 31,179
2500 One Liberty Place
1650 Market Street
Philadelphia, PA 19103
(215) 241-7992
Attorneys for Applicant

EXPRESS MAIL CERTIFICATE (37 CFR 1.10)

Express Mail Label No. EV 831190434 US

Date of Deposit: May 20, 2009

I hereby certify that this paper, and the papers and/or fees referred to herein as transmitted, submitted or enclosed, are being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and is addressed to the, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Name: Cody M. Nye

Signature

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